#### 1/ 22

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# JUN 07 2006

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# SCULLY, SCOTT, MURPHY & PRESSER

To:

Examiner: Kelvin Y. Lin

**Group Art Unit: 2142** 

Confirmation No.: 8740

From:

John S. Sensny, Esq.

Fax:

571-273-8300

Pages:

22 (Including fax cover sheet)

Phone:

Date:

June 7, 2006

Applicant:

John J. Gregson

CC

Re:

Serial No.:

09/934,638

August 22, 2001

Filed: For:

"METHOD TO MEASURE

Docket:

DISTRIBUTED SYSTEMS RELATIVE SIZE" BLD920010006US1 (14385)

JSS:jy

# AMENDMENT UNDER 37 C.F.R. §1.111

#### TRANSMITTED HEREWITH:

- Amendment Transmittal Letter (in duplicate);
- 2. Amendment under 37 C.F.R. §1.111;
- 3. Authorization to charge IBM Deposit Account No. 09-0457/IBM, if necessary; and
- 4. Certificate of Facsimile Transmission, dated June 7, 2006 (in duplicate).

#### FOR:

Applicant: Serial No.:

John J. Gregson 09/934,638

Filed: For:

August 22, 20011 "METHOD TO MEASURE DISTRIBUTED SYSTEMS RELATIVE SIZE"

Docket:

BLD9200100006US1 (14385)

JSS:jy

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CERTIFICATE OF Applicant(s): John J. Gr	TRANSMISSION BY FAC	SIMILE (37 CFR 1.8)	BI	Docket No. D920010006US1 (14385)				
Application No. 09/934,638	Filing Date August 22, 2001	Examiner Kelvin Y. Lin		Group Art Unit 2142				
Invention: METHOD T	O MEASURE DISTRIBUTED S	YSTEMS RELATIVE SIZE						
CONFIRMATION NO.:	8740							
I hereby certify that this	AMEN	DMENT UNDER 37 C.F.R. § (Identify type of correspondence)	1.111					
is being facsimile transm	itted to the United States Patent		No. (5	571) 273-8300				
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On June 7, 2 (Date)								
		John S. Se (Typed or Printed Name of Per		ing Certificate)				
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# JUN 07 2006

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Docket No. AMENDMENT TRANSMITTAL LETTER (Large Entity) Applicant(s): John J. Gregson BLD920010006US1 (14385) Group Art Unit | Confirmation No. Customer No. Application No. Filing Date Examiner 23389 8740 09/934,638 August 22, 2001 Kelvin Y. Lin 2142 METHOD AND SYSTEM TO MEASURE DISTRIBUTED SYSTEM'S RELATIVE SIZE Invention: **COMMISSIONER FOR PATENTS:** Transmitted herewith is an amendment in the above-identified application. The fee has been calculated and is transmitted as shown below. CLAIMS AS AMENDED **CLAIMS REMAINING** HIGHEST# NUMBER EXTRA ADDITIONAL RATE AFTER AMENDMENT PREV. PAID FOR CLAIMS PRESENT FEE **TOTAL CLAIMS** 17 20 х \$50.00 \$0.00 INDEP, CLAIMS 4 4 0 \$200.00 \$0.00 \$0.00 Multiple Dependent Claims (check if applicable) \$0.00 TOTAL ADDITIONAL FEE FOR THIS AMENDMENT No additional fee is required for amendment. Please charge Deposit Account No. in the amount of ☐ A check in the amount of to cover the filing fee is enclosed. The Director is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account 09-0457/IBM Any additional filing fees required under 37 C.F.R. 1.16. Any patent application processing fees under 37 CFR 1.17. Payment by credit card. Form PTO-2038. WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038. June 7, 2006 Dated: Sanony John S. Sensny Registration No. 28,757 hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, Scully, Scott, Murphy & Presser, P.C. P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on 400 Garden City Plaza - Suite 300 Garden City, New York 11530 (Date) (516) 742-4343 Signature of Person Mailing Correspondence cc: JSS:jy

Typed or Printed Name of Person Mailing Correspondence

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CERTIFICATE OF TRANSMISSION BY FACSIMILE (37 CFR 1.8) Applicant(s): John J. Gregson				Docket No. BLD920010006US1 (14385)		
Application No. 09/934,638	Filing Date August 22, 2001	Examiner Kelvin Y. Lin		Group Art Unit 2142		
invention: METHOD TO	O MEASURE DISTRIBUTED S	YSTEMS RELATIVE SIZE	•			
CONFIRMATION NO.: 8	3740					
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I hereby certify that this is being facsimile transmi	itted to the United States Patent	IDMENT UNDER 37 C.F.R. §1 (Identify type of correspondence) and Trademark Office (Fax. §		71) 273-8300		
on June 7, 20		and maconiam omes (came	·-· <u>c</u>			
(Date)						
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		John S (Signature	_			
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AMENDMENT TRANSMITTAL LETTER (Large Entity)				Docket No.			
Applicant(s): John J. Gregson				BLD920010006US1 (14385)			
Application No.	Filing Date	Examiner	Customer	No.	Group Art Unit	Confirmation No.	
09/934,638	August 22, 2001	Kelvin Y. Lin	23389	ı	2142	8740	
Invention: MET	HOD AND SYSTEM T	O MEASURE DISTRI	BUTED SYSTEM'S	RE	LATIVE SIZE		
					_		
		COMMISSIONER FO	R PATENTS:				
Transmitted herew	rith is an amendment i	n the above-identified a	pplication.				
		mitted as shown below	• •				
	·	CLAIMS AS AN	IENDED				
	CLAIMS REMAINING	HIGHEST #	NUMBER EXTRA	T		ADDITIONAL	
	AFTER AMENDMENT	PREV. PAID FOR	CLAIMS PRESENT		RATE	FEE	
TOTAL CLAIMS	17 -	20 =	0	x	\$50.00	\$0.00	
INDEP. CLAIMS	4 -	4 =	0	x	\$200.00	\$0.00	
Multiple Dependen	Multiple Dependent Claims (check if applicable)						
		TOTAL ADDITIONAL	FEE FOR THIS AM	IEND	DMENT	\$0.00	
No addition	nal fee is required for a	amendment.					
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	the amount of	to cover the filing				•	
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WARNING: Information on this form may become public. Credit card information should not be							
included on this form. Provide credit card Information and authorization on PTO-2038.							
John	& Blnony Signature		Dated: June 7, 2	2006			
John S. Sensny							
Registration No. 28,757							
the United States Postal Service with sufficient postage as first Scully, Scott, Murphy & Presser, P.C.  the United States Postal Service with sufficient postage as first class mail in so envelope addressed to "Commissioner for Patents,"							
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Garden City, New York 11530 (Date)							
(516) 742-4343							
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# JUN 07 2006

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: John J. Gregson

Examiner: Kelvin Y. Lin

Serial No.:

09/934,638

Group Art: 2142

Filed: August 22, 2001

Docket: BLD920010006US1 (14385)

For: METHOD AND SYSTEM TO MEASURE Dated: June 7, 2006

DISTRIBUTED SYSTEM'S RELATIVE SIZE

Confirmation No.: 8740

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

#### AMENDMENT UNDER 37 C.F.R. §1.111

Sir:

In response to the Office Action dated March 7, 2006, please amend the subject patent application as follows:

### **CERTIFICATION OF FACSIMILE TRANSMISSION**

I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Dated: June 7, 2006

John S. Sensny